



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2208

DATE SCANNED 7-5-11

SCANNER NO. 2

SCAN OPERATOR JmV

11092660003



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 10, 2010

MEMORANDUM

TO: THE COMMISSION

THROUGH: ALEC PALMER  
ACTING STAFF DIRECTOR

FROM: PATRICIA CARMONA *DC for PC*  
CHIEF COMPLIANCE OFFICER

DEBBIE CHACON *DC*  
ASSISTANT STAFF DIRECTOR  
REPORTS ANALYSIS DIVISION

BY: *nm* NATALIYA IOFFE/SARI PICKERALL/IAN WANDNER *JP* *in*  
COMPLIANCE BRANCH

SUBJECT: REASON TO BELIEVE RECOMMENDATION – 2010 OCTOBER  
QUARTERLY REPORT (ELECTION SENSITIVE) FOR THE  
ADMINISTRATIVE FINE PROGRAM

Attached is a list of political committees and their treasurers who failed to file the 2010 October Quarterly Report in accordance with 2 U.S.C. 434(a). The October Quarterly Report was due on October 15, 2010.

Under the Administrative Fine Program, the October Quarterly Report is considered an election-sensitive filing for authorized committees supporting candidates involved in the general election as well as all unauthorized committees. For the committees listed on the attached RTB Circulation Report, the October Quarterly Report was an election-sensitive filing. The committees either filed the report more than five (5) days after the due date, failed to file the report or failed to file the report prior to four (4) days before the general election (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties included on the attached report.

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### **Recommendation**

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission  
Reason to Believe Circulation Report  
2010 OCTOBER QUARTERLY Election Sensitive 10/15/2010 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2197	C00483495	BOB TURNER FOR CONGRESS	TURNER, ROBERT L	KEVIN P. TURNER	\$863,690	0	10/22/2010	7	\$219,685	\$2,725
2198	C00382275	BUTLER SNOW POLITICAL ACTION COMMITTEE		LUCIEN BOURGEOIS	\$148,869	0	10/25/2010	10	\$19,693	\$250

2200	C00462929	COMMITTEE TO ELECT RODERICK VEREEN FOR CONGRESS	VEREEN, RODERICK D	CHUCK MOGBO	\$190,936	1	10/26/2010	11	\$36,648	\$756
2201	C00355818	COUNCIL OF SCHOOL SUPERVISORS AND ADMINISTRATORS LOCAL 1 AFSA AFL-CIO		ANITA GOMEZ-PALACIO	\$123,952	1	12/2/2010	Not Filed	\$51,450	\$4,125
2202	C00442590	EFFECTIVE LEADERSHIP PAC		DENISE PETERSON	\$135,339	0		Not Filed	\$49,347	\$1,400
2203	C00426122	EMPOWERING EACH COMMUNITY PAC		THOMAS A. GENTILE	\$138,977	0	10/22/2010	7	\$6,200	\$180

2206	C00015594	LOUISVILLE & JEFFERSON COUNTY REPUBLICAN EXECUTIVE COMMITTEE		COREY ALLEN KOELLNER	\$229,431	0	10/22/2010	7	\$9,490	\$180
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2208	C00254201	NATIONAL ASSOCIATION OF MORTGAGE BROKERS		ROY DELOACH	\$141,153	0	10/21/2010	6	\$11,551	\$210
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2210	C00381699	USINPAC		MILES C. HOGE	\$159,433	0		Not Filed	\$39,857	\$1,400
2211	C00165365	WACKENHUT CORPORATION POLITICAL ACTION COMM (WACKENHUT PAC)		JEFF CAPPELLETTI	\$115,931	0	10/22/2010	7	\$21,002	\$220

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2010 )  
October Quarterly Report (Election )  
Sensitive) For the Administrative Fine )  
Program: )

COMMITTEE TO ELECT RODERICK ) AF# 2200  
VEREEN FOR CONGRESS, and CHUCK )  
MOGBO as treasurer; )  
BUTLER SNOW POLITICAL ACTION ) AF# 2198  
COMMITTEE, and BOURGEOIS, )  
LUCIEN MR. as treasurer; )  
BOB TURNER FOR CONGRESS, and ) AF# 2197  
KEVIN P TURNER as treasurer; )  
EMPOWERING EACH COMMUNITY ) AF# 2203  
PAC, and THOMAS A GENTILE as )  
treasurer; )

LOUISVILLE & JEFFERSON COUNTY ) AF# 2206  
REPUBLICAN EXECUTIVE )  
COMMITTEE, and KOELLNER, COREY )  
ALLEN MR. as treasurer; )

WACKENHUT CORPORATION ) AF# 2211  
POLITICAL ACTION COMM )  
(WACKENHUT PAC), and JEFF )  
CAPPELLETTI as treasurer; )  
NATIONAL ASSOCIATION OF ) AF# 2208  
MORTGAGE BROKERS, and ROY )  
DELOACH as treasurer; )

COUNCIL OF SCHOOL SUPERVISORS ) AF# 2201  
AND ADMINISTRATORS LOCAL 1 )  
AFSA AFL-CIO, and GOMEZ- PALACIO, )  
ANITA as treasurer; )

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EFFECTIVE LEADERSHIP PAC, and ) AF# 2202  
DENISE PETERSON as treasurer; )

USINPAC, and HOGE, MILES C. MR. as ) AF# 2210  
treasurer; )

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on December 15, 2010 the Commission took the following actions on the Reason To Believe Recommendation - 2010 October Quarterly Report (Election Sensitive) For the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated December 10, 2010, on the following committees:

AF#2200 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT RODERICK VEREEN FOR CONGRESS, and CHUCK MOGBO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2198 Decided by a vote of 6-0 to: (1) find reason to believe that BUTLER SNOW POLITICAL ACTION COMMITTEE, and BOURGEOIS, LUCIEN MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2197 Decided by a vote of 6-0 to: (1) find reason to believe that BOB TURNER FOR CONGRESS, and KEVIN P TURNER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2203 Decided by a vote of 6-0 to: (1) find reason to believe that EMPOWERING EACH COMMUNITY PAC, and THOMAS A GENTILE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2206 Decided by a vote of 6-0 to: (1) find reason to believe that LOUISVILLE & JEFFERSON COUNTY REPUBLICAN EXECUTIVE COMMITTEE, and KOELLNER, COREY ALLEN MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2211 Decided by a vote of 6-0 to: (1) find reason to believe that WACKENHUT CORPORATION POLITICAL ACTION COMM (WACKENHUT PAC), and JEFF CAPPELLETTI as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2208 Decided by a vote of 6-0 to: (1) find reason to believe that NATIONAL ASSOCIATION OF MORTGAGE BROKERS, and ROY DELOACH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter.

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Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2201 Decided by a vote of 6-0 to: (1) find reason to believe that COUNCIL OF SCHOOL SUPERVISORS AND ADMINISTRATORS LOCAL 1 AFSA AFL-CIO, and GOMEZ- PALACIO, ANITA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2202 Decided by a vote of 6-0 to: (1) find reason to believe that EFFECTIVE LEADERSHIP PAC, and DENISE PETERSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2210 Decided by a vote of 6-0 to: (1) find reason to believe that USINPAC, and HOGE, MILES C. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

December 17, 2010  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 21, 2010

Roy Deloach, in official capacity as Treasurer  
National Association of Mortgage Brokers  
7900 Westpark Drive  
McLean, VA 22102

C00254201  
AF#: 2208

Dear Mr. Deloach:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file an October Quarterly Report of Receipts and Disbursements every calendar year during which there is a regularly scheduled election. This report, covering the period through September 30th, shall be filed no later than October 15th. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on October 21, 2010, 6 days late.

The Act was further amended in 1999 to permit the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On December 15, 2010, the FEC found that there is reason to believe ("RTB") that National Association of Mortgage Brokers and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before October 15th.

Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$210. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$210 is due within forty (40) days of the finding, or by January 24, 2011, and is based on these factors:

Election Sensitivity of Report: Election Sensitive  
Level of Activity: \$11,551  
Number of Days Late: 6  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or January 24, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that National Association of Mortgage Brokers and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

## **3. If You Choose to Pay the Civil Money Penalty**

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If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Cynthia L. Bauerly  
Vice Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$210 for the 2010 October Quarterly Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by January 24, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**  
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FOR: National Association of Mortgage Brokers

FEC ID#: C00254201

AF#: 2208

PAYMENT DUE DATE: January 24, 2011

PAYMENT AMOUNT DUE: \$210

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 20, 2011

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer  
Acting Staff Director

FROM: Patricia Carmona *PC*  
Chief Compliance Officer

Debbie Chacona *NCE for DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Jodi W. Ship/Sari Pickerall *JP*  
Compliance Branch

SUBJECT: Administrative Fine Program – Final Determination Recommendation for the  
2010 October Quarterly Report (Election Sensitive)

Attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2010 October Quarterly Report.<sup>1</sup> The first list represents the committees that have paid the civil money penalty and the second list represents those committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, two (2) committees detailed below designated a new Treasurer after the RTB finding:

<sup>1</sup> Under the Administrative Fine Program, the October Quarterly Report is considered an election-sensitive filing for authorized committees supporting candidates involved in the general election as well as all unauthorized committees.

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- National Association of Mortgage Brokers (AF 2208) filed an Amended Statement of Organization after the RTB finding designating Ryan C. Riesterer as Treasurer (see second list).
- USINPAC (AF 2210) filed an Amended Statement of Organization after the RTB finding designating Sanjay K. Puri as Treasurer (see second list).

**RAD Recommendation**

- (1) Make final determination that the political committees and their treasurers on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (2) Send the appropriate letters.

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Federal Election Commission  
FD Circulation Report Fine Paid  
2010 OCTOBER QUARTERLY Election Sensitive 10/15/2010 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2197	BOB TURNER FOR CONGRESS	TURNER, ROBERT L	C00483495	KEVIN P. TURNER	10/22/2010	7	\$220,035	0	12/15/2010	\$2,725	\$2,725	01/19/2011	\$2,725
2198	BUTLER SNOW POLITICAL ACTION COMMITTEE		C00382275	LUCIEN BOURGEOIS	10/25/2010	Not Filed	\$19,693	0	12/15/2010	\$250	\$250	01/10/2011	\$250
2200	RODERICK VEREEN FOR CONGRESS	VEREEN, RODERICK D	C00462828	CHUCK MOGBO	10/28/2010	Not Filed	\$38,848	1	12/15/2010	\$758	\$758	01/27/2011	\$758
2201	COUNCIL OF SCHOOL SUPERVISORS AND ADMINISTRATORS LOCAL 1		C00355818	ANITA GOMEZ- PALACIO	12/02/2010	Not Filed	\$51,450	1	12/15/2010	\$4,125	\$4,125	01/24/2011	\$4,125
2202	AFSA AFL-CIO EFFECTIVE LEADERSHIP PAC		C00442590	DENISE PETERSON		Not Filed	\$49,347 (est)	0	12/15/2010	\$1,400	\$1,400	01/24/2011	\$1,400
2203	EMPOWERING EACH COMMUNITY PAC		C00428122	THOMAS A. GENTILE	10/22/2010	7	\$8,200	0	12/15/2010	\$180	\$180	12/30/2010	\$180
2208	LOUISVILLE & JEFFERSON COUNTY REPUBLICAN EXECUTIVE COMMITTEE		C00015594	COREY ALLEN KOELLNER	10/22/2010	7	\$8,490	0	12/15/2010	\$180	\$180	01/21/2011	\$180

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Federal Election Commission  
FD Circulation Report Fine Not Paid  
2010 OCTOBER QUARTERLY Election Sensitive 10/15/2010 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2208	NATIONAL ASSOCIATION OF MORTGAGE BROKERS		C00254201	RYAN C. RIESTERER	10/21/2010	6	\$11,551	0	12/15/2010	\$210	126	\$210
2210	USINPAC		C00381699	SANJAY K. PURI	04/08/2011	Not Filed	\$25,341	0	12/15/2010	\$1,400	126	\$1,400



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fines Final Determination )  
Recommendation for the 2010 October )  
Quarterly Report (Election Sensitive): )  
BOB TURNER FOR CONGRESS, and ) AF# 2197  
KEVIN P TURNER as treasurer; )  
BUTLER SNOW POLITICAL ACTION ) AF# 2198  
COMMITTEE, and BOURGEOIS, )  
LUCIEN MR. as treasurer; )  
COMMITTEE TO ELECT RODERICK ) AF# 2200  
VEREEN FOR CONGRESS, and CHUCK )  
MOGBO as treasurer; )  
COUNCIL OF SCHOOL SUPERVISORS ) AF# 2201  
AND ADMINISTRATORS LOCAL 1 )  
AFSA AFL-CIO, and GOMEZ- PALACIO, )  
ANITA as treasurer; )  
EFFECTIVE LEADERSHIP PAC, and ) AF# 2202  
DENISE PETERSON as treasurer; )  
EMPOWERING EACH COMMUNITY ) AF# 2203  
PAC, and THOMAS A GENTILE as )  
treasurer; )  
  
LOUISVILLE & JEFFERSON COUNTY ) AF# 2206  
REPUBLICAN EXECUTIVE )  
COMMITTEE, and KOELLNER, COREY )  
ALLEN MR. as treasurer; )  
NATIONAL ASSOCIATION OF ) AF# 2208  
MORTGAGE BROKERS, and )  
RIESTERER, RYAN C. as treasurer; )  
USINPAC, and PURI, SANJAY K as ) AF# 2210  
treasurer; )

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CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on April 22, 2011 the Commission took the following actions on the Administrative Fines Final Determination Recommendation for the 2010 October Quarterly Report (Election Sensitive) as recommended in the Reports Analysis Division's Memorandum dated April 20, 2011, on the following committees:

AF#2197 Decided by a vote of 6-0 to: (1) make a final determination that BOB TURNER FOR CONGRESS, and KEVIN P TURNER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2198 Decided by a vote of 6-0 to: (1) make a final determination that BUTLER SNOW POLITICAL ACTION COMMITTEE, and BOURGEOIS, LUCIEN MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2200 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT RODERICK VEREEN FOR CONGRESS, and CHUCK MOGBO as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2201 Decided by a vote of 6-0 to: (1) make a final determination that COUNCIL OF SCHOOL SUPERVISORS AND ADMINISTRATORS LOCAL 1 AFSA AFL-CIO, and GOMEZ- PALACIO, ANITA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2202 Decided by a vote of 6-0 to: (1) make a final determination that EFFECTIVE LEADERSHIP PAC, and DENISE PETERSON as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the

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appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2203 Decided by a vote of 6-0 to: (1) make a final determination that EMPOWERING EACH COMMUNITY PAC, and THOMAS A GENTILE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2206 Decided by a vote of 6-0 to: (1) make a final determination that LOUISVILLE & JEFFERSON COUNTY REPUBLICAN EXECUTIVE COMMITTEE, and KOELLNER, COREY ALLEN MR. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2208 Decided by a vote of 6-0 to: (1) make a final determination that NATIONAL ASSOCIATION OF MORTGAGE BROKERS, and RIESTERER, RYAN C. as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2210 Decided by a vote of 6-0 to: (1) make a final determination that USINPAC, and PURI, SANJAY K as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 25, 2011  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 25, 2011

Ryan C. Riesterer, in official capacity as Treasurer  
National Association of Mortgage Brokers  
2701 West 15th Street, Suite 536  
Plano, TX 75075

C00254201  
AF#: 2208

Dear Mr. Riesterer:

On December 15, 2010, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that National Association of Mortgage Brokers and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2010 October Quarterly Report. By letter dated December 21, 2010, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$210 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. Within 40 days of the FEC's RTB finding, its treasurer was required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. The FEC made a final determination on April 22, 2011 that you, in your official capacity as treasurer, and National Association of Mortgage Brokers violated 2 U.S.C. § 434(a) and assessed a civil money penalty in the amount of \$210 in accordance with 11 C.F.R. § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Election Sensitive  
Level of Activity: \$11,551  
Number of Days Late: 6  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of

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the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

**2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal**

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the civil money penalty, send the enclosed remittance form, along with your payment, to the address on page 3 within 30 days of receipt of this letter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Sari Pickerall at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,

  
Cynthia L. Bauerly  
Chair

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**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$210 for the 2010 October Quarterly Report.

This penalty should be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
PO Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The form and payment are due within 30 days of receipt of this letter.

**Payments by Personal Check**

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: National Association of Mortgage Brokers

FEC ID#: C00254201

AF#: 2208

PAYMENT AMOUNT DUE: \$210

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FOR: National Association of Mortgage Brokers

FEC ID#: C00254201

AF#: 2208

PAYMENT AMOUNT DUE: \$210

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058  
SEQ# 003 \$ 0000021000 BA# 1 05-13-11 20 3



**us bancorp.**  
The Bank of America

**NATIONAL ASSOCIATION OF MORTGAGE BROKERS PAC**  
**A MULTI-CANDIDATE COMMITTEE**  
7500 WESTPARK DRIVE SUITE T-309  
MCLENN, VA 22102  
PH: 703-642-5850

1583  
00-54514  
BPM0010000

DATE 5-10-11

PAY TO THE ORDER OF FEC \$ 210.00

Two hundred ten DOLLARS

**WACHOVIA**  
Wachovia Bank, N.A.  
wachovia.com

FOR C00254201

*[Signature]*

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FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2208

DATE SCANNED 7-5-11

SCANNER NO. 2

SCAN OPERATOR Jmp

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